

**STUDI EVALUASI TERHADAP AMANDEMEN UUD 1945
(AMANDEMEN SEBAGAI UPAYA PEMENUHAN KEBUTUHAN
HUKUM MASYARAKAT INDONESIA)**

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ABSTRAK

The four time amendments taking place in 1999, 2000, 2001 and 2002 still have weaknesses, especially in terms of substance when inconsistencies exist. For example 1) the presidential system applied which violates the system such as the president's accountability to the People's Consultative Assembly (not clearly stated), the intervention of the House of Representative to president's policy implementation, impeachment given by People's Consultative Assembly, and the unclear responsibilities and accountability of the vice president; 2) the unbalanced bargaining power of the Regional Representative Council (DPD) in form of bicameral representative in the House of Representative; and 3) the controversial existence of the Judicial Commission. Besides, the procedure and the agents of change are far from expected. The procedure of change especially in legal drafting is not fully mastered by the People's of Consultative Assembly. They focus more on the short term political aspects of each political party without considering the people's interest in the long run.

Therefore, an evaluation needs to be carried out to create a better constitution in the state administration. Running a nation should have a clear concept of a nation so that the politicians have strong principles to take action and create policies. On the other hand, the legal need of the people has to be fulfilled.

This research is a legal normative research studying the amendments as an effort to fulfill the legal need of Indonesian people through an evaluation study on the results of the Constitution Amendments. The method used in this research is based on the legal research that is normative juridical approach which is conducted by studying the articles of the Constitution. To make the data even more accurate, in depth interviews of the informant were conducted. The result of the research shows that not all amendments carried out, if not some parts, have fulfilled the legal need of the Indonesian people. The result also showed that there are a number of articles in the Constitution were politically abused by the policy makers of the country.

Key words: Amendments, evaluation, legal needs